

1
2 UNITED STATES DISTRICT COURT
3 DISTRICT OF NEVADA

4 Chris Jones,

5 Petitioner

6 v.

7 State of Nevada, et al.,

8 Respondents

Case No.: 2:24-cv-01556-CDS-BNW

**Order Instructing Petitioner to File
an IFP Application or
Pay the Filing Fee**

[ECF No. 1]

9
10 Petitioner Chris Jones, a pro se Nevada prisoner, has not properly commenced this
11 habeas action by either paying the standard \$5.00 filing fee or filing an application for leave to
12 proceed *in forma pauperis* ("IFP").

13 Under 28 U.S.C. § 1914(a) and the Judicial Conference Schedule of Fees, a \$5.00 filing fee
14 is required to initiate a habeas action in a federal district court. The Court may authorize an
15 indigent prisoner to begin a habeas action without paying the \$5 fee if he or she submits an IFP
16 application on the approved form and includes three specific documents: (a) the prisoner's
17 financial declaration and acknowledgement showing an inability to prepay fees and costs, (b) a
18 financial certificate signed by the prisoner and an authorized prison official, and (c) a copy of the
19 prisoner's account statement for the six-month period prior to filing. 28 U.S.C. § 1915(a); LSR 1-
20 1, LSR 1-2.

21 Jones has until October 15, 2024, to either pay the \$5 filing fee or submit a complete IFP
22 application with all required documentation.

23 **Conclusion**

24 It is therefore ordered that the initial screening of the petition for writ of habeas corpus
25 (ECF No. 1-1) under the Rules Governing Section 2254 Cases is deferred until such time as Jones
26 has fully complied with this order.

1 The Clerk of Court is instructed to send Jones (1) a blank form IFP application for
2 incarcerated litigants along with instructions, and (2) a copy of this order.

3 It is further ordered that by October 15, 2024, Jones must file an IFP application that
4 includes a: (a) financial certificate signed by Jones and an authorized prison official, (b) financial
5 declaration and acknowledgement signed by Jones, and (c) copy of Jones's inmate account
6 statement for the six-month period prior to filing. Alternatively, Jones must pay the \$5 filing fee
7 by October 15, 2024. If Jones decides to pay the filing fee from his inmate account, he must
8 arrange to have a copy of this order attached to the check for the filing fee.

9 It is further ordered that Jones's failure to comply with this order by October 15, 2024, by
10 either submitting a complete IFP application, or paying the filing fee will result in the dismissal
11 of this action without prejudice and without further notice.

12 Dated: August 29, 2024

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15 Cristina D. Silva
16 United States District Judge
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